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7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. **2010-655**

11 **SUSAN GLISSON CLARK**  
12 **aka SUSAN KATHRYN GLISSON CLARK**  
13 **222 Hillery Trace**  
14 **Brunswick, GA 31523**  
15 **Registered Nurse License No. 713885**

**A C C U S A T I O N**

Respondent.

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18 Complainant alleges:  
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20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
22 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department  
23 of Consumer Affairs.

24 2. On or about October 12, 2007, the Board of Registered Nursing issued Registered  
25 Nurse License Number 713885 to Susan Glisson Clark aka Susan Kathryn Glisson Clark  
26 (Respondent). The Registered Nurse License expired on March 31, 2009, and has not been  
27 renewed.

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1       “(e) Falsify, or make grossly incorrect, grossly inconsistent, or unintelligible entries in any  
2 hospital, patient, or other record pertaining to the substances described in subdivision (a) of this  
3 section.”

4       8. Health and Safety Code section 11170 states:

5       “No person shall prescribe, administer, or furnish a controlled substance for himself.”

6       9. Health and Safety Code section 11173, subdivision (a), states:

7       “(a) No person shall obtain or attempt to obtain controlled substances, or procure or  
8 attempt to procure the administration of or prescription for controlled substances, (1) by fraud,  
9 deceit, misrepresentation, or subterfuge; or (2) by the concealment of a material fact.”

10      10. Health and Safety Code section 11350, subdivision (a), states in pertinent part:

11      “(a) Except as otherwise provided in this division, every person who possesses (1) any  
12 controlled substance specified in subdivision (b) or (c), or paragraph (1) of subdivision (f) of  
13 Section 11054, specified in paragraph (14), (15), or (20) of subdivision (d) of Section 11054, or  
14 specified in subdivision (b) or (c) of Section 11055, or specified in subdivision (h) of Section  
15 11056, or (2) any controlled substance classified in Schedule III, IV, or V which is a narcotic  
16 drug, unless upon the written prescription of a physician, dentist, podiatrist, or veterinarian  
17 licensed to practice in this state, shall be punished by imprisonment in the state prison.”

18                                   **STATE REGULATORY PROVISIONS**

19      11. California Code of Regulations, title 16, section 1442, states:

20      “As used in Section 2761 of the code, ‘gross negligence’ includes an extreme departure  
21 from the standard of care which, under similar circumstances, would have ordinarily been  
22 exercised by a competent registered nurse. Such an extreme departure means the repeated failure  
23 to provide nursing care as required or failure to provide care or to exercise ordinary precaution in  
24 a single situation which the nurse knew, or should have known, could have jeopardized the  
25 client's health or life.”

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1                                   **DANGEROUS DRUGS/CONTROLLED SUBSTANCES**

2           12. Morphine is a controlled substance pursuant to Health and Safety Code section  
3 11055, subdivision (b)(1)(M), and a controlled substance pursuant to Code section 4021 and a  
4 dangerous drug pursuant to Code section 4200 subdivision (a).

5           13. Demerol is the trade name for pethidine or meperidine hydrochloride, and is a  
6 controlled substance pursuant to Health and Safety Code 11055 subdivision (c)(17), and a  
7 controlled substance pursuant to Code section 4021 and a dangerous drug pursuant to Code  
8 section 4200 subdivision (a).

9           14. Stadol is the trade name for Butorphanol and is a controlled substance pursuant to  
10 Health and Safety Code section 11057 subdivision (c)(3), and a controlled substance pursuant to  
11 Code section 4021 and a dangerous drug pursuant to Code section 4200 subdivision (a).

12                                   **COST RECOVERY**

13           15. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
14 administrative law judge to direct a licentiate found to have committed a violation or violations of  
15 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
16 enforcement of the case.

17                                   **FIRST CAUSE FOR DISCIPLINE**

18                                   **(Gross Negligence)**

19           16. Respondent is subject to disciplinary action pursuant to Code section 2761  
20 subdivision (a)(1), in conjunction with California Code of Regulations section 1442, in that  
21 Respondent was grossly negligent in carrying out her nursing functions. The circumstances are as  
22 follows:

23           a. In or between September 2, 2007 and September 19, 2007, while employed at  
24 Antelope Valley Hospital, located in Lancaster, California, Respondent dispensed drugs from  
25 Pyxis, an automated medication dispenser, without a doctor's order, and/or, with a doctor's order  
26 but failed to administer the medication, and/or after a patient had been discharged from the  
27 hospital.

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b. An internal investigation by Antelope Valley Hospital revealed that in or between September 2, 2007 and September 19, 2007, Respondent accessed drugs and failed to document the retrieval of drugs under at least eight (8) patients'<sup>1</sup> medical records on at least thirteen (13) dates, and that on at least two (2) of these dates Respondent failed to administer medication to a patient in her care.

## SECOND CAUSE FOR DISCIPLINE

**(Obtain/Possess Controlled Substance)**

17. Respondent is subject to disciplinary action pursuant to Code sections 2761 subdivision (a), 2762 subdivision (a), in conjunction with Health and Safety Code sections 11170 and 11173, in that Respondent in or between September 2, 2007, and September 19, 2007, obtained or possessed Morphine, and/or Demerol, and/or Stadol under the names of eight patients, who did not have physician orders for the Morphine, Demerol or Stadol. The complainant's allegations, as set forth in paragraph 16 subparagraphs (a) and (b), are incorporated by reference, as though fully set forth.

#### FOURTH CAUSE FOR DISCIPLINE

**(Falsification of Medical Records)**

18. Respondent is subject to disciplinary action pursuant to Code section 2762 subdivision (e), in that Respondent made grossly incorrect entries in the medical records of at least eight (8) patients, by removing the controlled substance and dangerous drugs Morphine, Demerol and Stadol under the patient's names from Pyxis. The complainant's allegations, as set forth in paragraphs 16 subparagraphs (a) and (b) and 17, are incorporated by reference, as though fully set forth.

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<sup>1</sup> Patient names are omitted for privacy purposes. The patients referred to herein are referenced by the following patient identification numbers: 12209401; 122943335; 122760465; 122902745; 1227962152; 122931132; 1223003261; and 123003881.

1 PRAYER

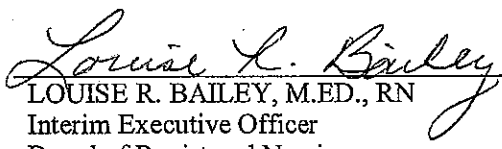
2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
3 and that following the hearing, the Board of Registered Nursing issue a decision:

4 1. Revoking or suspending Registered Nurse License Number 713885, issued to Susan  
5 Glisson Clark aka Susan Kathryn Glisson Clark;

6 2. Ordering Susan Glisson Clark aka Susan Kathryn Glisson Clark to pay the Board the  
7 reasonable costs of the investigation and enforcement of this case, pursuant to Code section  
8 125.3; and

9 3. Taking such other and further action as deemed necessary and proper.  
10  
11

12 DATED: 6/22/10

  
13 LOUISE R. BAILEY, M.ED., RN  
14 Interim Executive Officer  
15 Board of Registered Nursing  
16 Department of Consumer Affairs  
17 State of California  
18 Complainant

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